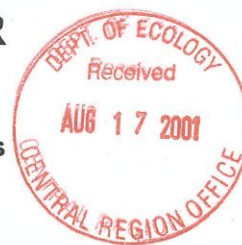


Drought 2001  
Emergency Request



STATE OF WASHINGTON  
**APPLICATION FOR CHANGE/TRANSFER  
OF WATER RIGHT**

For filing with Ecology or with County Conservancy Boards



**A MINIMUM FEE OF \$10.00 PAYABLE TO ECOLOGY MUST ACCOMPANY THIS APPLICATION**

(Check all that apply.)

- ☒ Change purpose(s) of use
- ☐ Add purpose(s) of use
- ☐ Change point(s) of diversion/withdrawal
- ☐ Add point(s) of diversion/withdrawal
- ☒ Change/transfer place of use
- ☐ Other (i.e. consolidation, intertie, trust water)

Explain: \_\_\_\_\_

<b>FOR OFFICE USE ONLY</b>	
CHANGE No. <u>CR4-A0J22P351</u>	WRIA <u>40</u>
DATE ACCEPTED <u>08/22/01</u>	BY <u>[Signature]</u>
FEE \$ <u>10.00</u>	REC'D <u>8/17/01</u>
CHECK No. <u>1090</u>	
SEPA: <input checked="" type="checkbox"/> Exempt	<input type="checkbox"/> Not exempt <u>fm</u>

**\*\*IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL SHEETS (PLEASE PRINT OR TYPE CLEARLY)\*\***

**1. Applicant Information:**

APPLICANT/BUSINESS NAME <u>Stemilt Management Inc</u>	PHONE NO. <u>(509) 665 0735</u>	FAX NO. <u>(509) 663 7116</u>
ADDRESS <u>P.O. Box 2837</u>		
CITY <u>Wenatchee</u>	STATE <u>Wash</u>	ZIP CODE <u>98807-2837</u>

CONTACT NAME (IF DIFFERENT FROM ABOVE) <u>Kyle Mathison</u>	PHONE NO. <u>(509) 669-8202</u>	FAX NO. <u>(509)-663-9461</u>
ADDRESS		
CITY	STATE	ZIP CODE

**2. Water Right Information:**

WATER RIGHT OR CLAIM NUMBER <u>8 shares Spring Hill (Res.)</u>	RECORDED NAME(S) <u>2 Shares Wenatchee Night Water Company (Res) Upper Wadeler</u>
DO YOU OWN THE RIGHT TO BE CHANGED? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	
IF NO, PROVIDE OWNER(S) NAME:	
HAS THE WATER BEEN PUT TO BENEFICIAL USE IN THE LAST FIVE (5) YEARS? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	

**Please attach copies of any documentation that demonstrates consistent, historical use of water since the right was established. Also, if you have a water system plan or conservation plan, please include a copy with your application.**

<b>FOR OFFICE USE ONLY</b>			
APP. NO. _____	PERMIT NO. _____	CERT. NO. _____	CERT. OF CHANGE NO. _____

RY-\*22351AFTWRIS SPRINGHILL IRR CO

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### 3. Point(s) of Diversion/Withdrawal:

T21 R20E-21  
40 Chelan

#### A. Existing

SOURCE	NO.	1/4	1/4	SEC.	TWP.	RGE.	PARCEL #	WELL TAG #
Stemilt Creek - One Creek								
Black Lake/Spring Hill, Upper Wheeler/Wenatchee Height Water Comp.								

#### B. Proposed

SOURCE	NO.	1/4	1/4	SEC.	TWP.	RGE.	PARCEL #	WELL TAG #
No Change								

DO YOU OWN THE EXISTING AND PROPOSED POINT(S) OF DIVERSION/WITHDRAWAL?

EXISTING: ☐ YES ☒ NO

PROPOSED: ☐ YES ☒ NO

IF NO, PROVIDE OWNER(S) NAME: Wenatchee Heights Reclamation District

Please include copies of all water well reports involved with this proposal. Also, if you know the distances from the nearest section corner to the above point(s) of diversion/withdrawal, please include that information in Item No. 6 (remarks) or as an attachment.

### 4. Purpose of Use:

#### A. Existing

PURPOSE OF USE	GPM or CFS	ACRE-FT/YR	PERIOD OF USE
Irrigation/Transferred	1,214,000 gal.	3.8 Acre-Ft/yr	Aug 15 - Sept. 15
Shares that are remaining available per Wenatchee Height Reclamation District, water Accounting			

#### B. Proposed

PURPOSE OF USE	GPM or CFS	ACRE-FT/YR	PERIOD OF USE
No Change			

### 5. Place of Use:

#### A. Existing

LEGAL DESCRIPTION OF LANDS WHERE WATER IS PRESENTLY USED:							
Refer to Exhibit A							
1/4	1/4	SEC.	TWP.	RGE.	COUNTY	PARCEL #	# OF ACRES
		4	21	20	Chelan		

DO YOU OWN ALL THE LANDS IN THE EXISTING PLACE OF USE? ☐ YES ☐ NO - IF NO, PROVIDE OWNER(S) NAME:

#### B. Proposed

LEGAL DESCRIPTION OF LANDS WHERE NEW USE IS PROPOSED:							
The West half of the Southwest quarter, the Southwest quarter of the Northwest quarter, and Lot 4, all in Section 2, and Lots 1 and 2 and the South half of the Northeast quarter and all of the Southeast quarter of Section 3, all in Township 21 North, Range 20 East of the Willamette Meridian, Chelan County, Washington, EXCEPT that portion of the North 10 rods of the aforesaid Lots 1 and 2 lying East of a line 1150 feet East of the West line of said Lot 2.							
1/4	1/4	SEC.	TWP.	RGE.	COUNTY	PARCEL #	# OF ACRES
		3+2	21	20	Chelan		50 Orchard

DO YOU OWN ALL THE LANDS IN THE PROPOSED PLACE OF USE? ☐ YES ☒ NO - IF NO, PROVIDE OWNER(S) NAME: B.J. Mathews Leased by Kyle Mathison

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Attach a detailed map of your proposed change/transfer. The map should show existing and proposed point(s) of diversion/withdrawal, place of use and any other features involved with this application. If platted property, please include a certified copy of the plat map.

Are there any ADDITIONAL WATER rights OR CLAIMS RELATED to the same property as the ONE PROPOSED FOR CHANGE/TRANSFER?  
☒ YES ☐ NO - IF YES, PROVIDE THE WATER RIGHT/CLAIM NUMBER(S):

B.J. Mathews - 11 3/4" Wood Water, 12 shares Spring Hill, 3 shares Wenatchee Heights water comp,  
(Upper Wheeler)

6. Remarks and Other Relevant Information:

Currently the proposed new place of use - (B.J. Mathews prop) is completely out of water due to extreme drought conditions, tree are very dry, accute economic loss will occur unless the transter of place of use is made. The water is resivoir storage water that is to be delivered by Wenatchee Heights Reclamation District  
Donna Kayser Director Secretary (Home 509-662-8119 work 662-0608  
IF FOR SEASONAL OR TEMPORARY, START DATE 8/15/01 END DATE 9/15/01

7. Signatures:

I certify that the information above is true and accurate to the best of my knowledge. I understand that in order to process my application, I am hereby granting staff from the Department of Ecology or the County Conservancy Board access to the above site(s) for inspection and monitoring purposes. If assisted in the preparation of the above application, I understand that all responsibility for the accuracy of the information rests with me.

Dave Mathews 8/16/01  
(Applicant) (Date)

Dave Mathews 8/16/01  
(Water Right Holder) (Date)

Dave Mathews 8/16/01  
(and Owner(s) of Existing Place of Use) (Date)

Kyle D. Matheson 8/15/01  
Proposed place of use Lessee

IMPORTANT! APPLICATION FILING INFORMATION IS PROVIDED ON THE NEXT PAGE.

WE ARE RETURNING YOUR APPLICATION FOR THE FOLLOWING REASON(S):

- ☐ APPLICATION FEE NOT ENCLOSED ☐ MAP NOT INCLUDED or INCOMPLETE  
☐ ADDITIONAL SIGNATURES REQUIRED ☐ SECTION \_\_\_\_\_ IS INCOMPLETE  
☐ OTHER/EXPLANATION: \_\_\_\_\_

STAFF: \_\_\_\_\_ DATE: \_\_\_\_/\_\_\_\_/\_\_\_\_

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# Exhibit A

## Parcel A

The Southeast quarter of the Southeast quarter of Section 4, Township 21 North, Range 20, E.W.M., Chelan County, Washington.

## Parcel B

That portion of the North half of the Northwest quarter of the Southeast quarter of Section 4, Township 21 North, Range 20, E.W.M., described as follows: Beginning at the Southeast corner of said subdivision; thence West on the South line thereof for 600 feet to a point; thence North parallel with the East line of said subdivision 250 feet to a point; thence in a southwesterly direction to a point on the East line of said subdivision which is 150 feet North of the point of beginning; thence South 150 feet to the point of beginning.

## Parcel C

The Southwest quarter of the Southeast quarter; the South half of the Northeast quarter of the Southeast quarter; and the South half of the Northwest quarter of the Southeast quarter; all in Section 4, Township 21 North, Range 20, E.W.M., Chelan County, Washington.

EXCEPTING THEREFROM THE FOLLOWING TWO PARCELS:

## Parcel 1

That part of the Southeast quarter of Section 4, Township 21 North, Range 20, E.W.M., Chelan County, Washington, described as follows: Beginning at the section corner common to Sections 3, 4, 9 and 10, thence North  $00^{\circ}29'48''$  East along the East boundary of said Section 4, a distance of 1952.56 feet to the Northeast corner of the South half of the Northeast quarter of the Southeast quarter; thence South  $89^{\circ}02'55''$  West along the North boundary of said South half of the Northeast quarter of the Southeast quarter a distance of 869.24 feet to the True Point of Beginning; thence South  $00^{\circ}30'59''$  West a distance of 950.31 feet; thence South  $89^{\circ}07'55''$  West a distance of 365.52 feet; thence South  $00^{\circ}30'59''$  West a distance of 250.08 feet; thence South  $89^{\circ}02'55''$  West a distance of 19.40 feet; thence South  $38^{\circ}20'10''$  West a distance of 70.61 feet to a point on a non-tangent curve; thence on a curve to the left having a central angle of  $119^{\circ}35'46''$  and a radius of 225.39 feet for an arc length of 470.46 feet; thence  $89^{\circ}02'55''$  West for a distance of 453.60 feet; thence North  $09^{\circ}05'09''$  East for a distance of 1454.84 feet to a Point on North boundary of the South half of the Northwest quarter of the Southeast quarter; thence North  $00^{\circ}37'42''$  East a distance of 250.0 feet; thence South  $81^{\circ}27'11''$  East a distance of 605.78 feet to a point on the East boundary of the Northwest quarter of the Southeast quarter; thence South  $00^{\circ}37'42''$  West along the said East boundary a distance of 150.00 feet to the Northwest corner of the South half of the Northeast quarter of the Southeast quarter; thence North  $89^{\circ}02'55''$  East along the North boundary of said South half of the Northeast quarter of the Southeast quarter a distance of 454.78 feet to the True Point of Beginning.

Parcel 2

That part of the South half of the Northeast quarter of the Southeast quarter and that part of the Southeast quarter of the Southeast quarter of Section 4, Township 21 North, Range 20, E.W.M., Chelan County, Washington, described as follows: Beginning at the section corner common to Sections 3, 4, 9 and 10; thence South 89°42'53" West along the South boundary of said Section 4 a distance of 1032.20 feet; thence North 00°30'59" East a distance of 9990.94 feet; thence North 89°02'55" East a distance of 162.52 feet; thence North 00°30'59" East a distance of 950.31 feet to a point on the North boundary of the said South half of the Northeast quarter of the Southeast quarter; thence North 89°02'55" East along the said North boundary a distance of 869.24 feet to a Northeast corner of said South half of the Northeast quarter of the Southeast quarter; thence South 00°29'48" West along the East boundary of said Section 4 a distance of 1952.56 feet to said section corner and Point of Beginning.

1.2 KDK. K D KEL, L.L.C., a Washington limited liability company, is the owner of the following described property:

That part of the South half of the Northeast quarter of the Southeast quarter and that part of the Southeast quarter of the Southeast quarter of Section 4, Township 21 North, Range 20, E.W.M., Chelan County, Washington, described as follows: Beginning at the section corner common to Sections 3, 4, 9 and 10; thence South 89°42'53" West along the South boundary of said Section 4 a distance of 1032.20 feet; thence North 00°30'59" East a distance of 9990.94 feet; thence North 89°02'55" East a distance of 162.52 feet; thence North 00°30'59" East a distance of 950.31 feet to a point on the North boundary of the said South half of the Northeast quarter of the Southeast quarter; thence North 89°02'55" East along the said North boundary a distance of 869.24 feet to a Northeast corner of said South half of the Northeast quarter of the Southeast quarter; thence South 00°29'48" West

1 along the East boundary of said Section 4 a  
2 distance of 1952.56 feet to said section corner  
3 and Point of Beginning.

4 1.3 OTR. OVER THE RIDGE, L.L.C., a Washington limited  
5 liability company, is the owner of the following described property:

6 That part of the Southeast quarter of Sec-  
7 tion 4, Township 21 North, Range 20, E.W.M.,  
8 Chelan County, Washington, described as  
9 follows: Beginning at the section corner  
10 common to Sections 3, 4, 9 and 10, thence North  
11 00°29'48" East along the East boundary of said  
12 Section 4, a distance of 1952.56 feet to the  
13 Northeast corner of the South half of the  
14 Northeast quarter of the Southeast quarter;  
15 thence South 89°02'55" West along the North  
16 boundary of said South half of the Northeast  
17 quarter of the Southeast quarter a distance of  
18 869.24 feet to the True Point of Beginning;  
19 thence South 00°30'59" West a distance of  
20 950.31 feet; thence South 89°07'55" West a  
21 distance of 365.52 feet; thence South 00°30'59"  
22 West a distance of 250.08 feet; thence South  
23 89°02'55" West a distance of 19.40 feet; thence  
24 South 38°20'10" West a distance of 70.61 feet  
to a point on a non-tangent curve; thence on a  
curve to the left having a central angle of  
119°35'46" and a radius of 225.39 feet for an  
arc length of 470.46 feet; thence 89°02'55"  
West for a distance of 453.60 feet; thence  
North 09°05'09" East for a distance of 1454.84  
feet to a Point on North boundary of the South  
half of the Northwest quarter of the Southeast  
quarter; thence North 00°37'42" East a distance  
of 250.0 feet; thence South 81°27'11" East a  
distance of 605.78 feet to a point on the East  
boundary of the Northwest quarter of the  
Southeast quarter; thence South 00°37'42" West  
along the said East boundary a distance of  
150.00 feet to the Northwest corner of the  
South half of the Northeast quarter of the  
Southeast quarter; thence North 89°02'55" East  
along the North boundary of said South half of  
the Northeast quarter of the Southeast quarter  
a distance of 454.78 feet to the True Point of  
Beginning.

1.4 Black. JOHN A. B. BLACK and DIANA L. BLACK, husband  
and wife, are the owners of the following described property:

The East half; the East half of the Southwest quarter and that portion of the East half of the Northwest quarter, described as follows: Beginning at the Northwest corner of said subdivision and running thence South 1,681 feet to a mound of stone and the true point of beginning; thence turning an angle of  $94^{\circ}08'$  to the left and running a distance of 935 feet to a mound of stone from which a yellow pine 30 inches in diameter (on June 13, 1911) bears South  $13^{\circ}$  West, 100 feet; thence turning an angle of  $82^{\circ}55'$  to the left and running a distance of 407 feet to a mound of stone on a ridge; thence turning an angle of  $53^{\circ}10'$  to the left and running a distance of 458 feet to a mound of stone further down the same ridge; thence turning an angle of  $36^{\circ}15'$  to the right and running along said ridge a distance of 131.5 feet to a mound of stone; thence turning an angle of  $09^{\circ}07'$  to the right and running along said ridge a distance of 525.5 feet; thence turning an angle of  $43^{\circ}$  to the right and run along said ridge a distance of 215.5 feet; thence turning an angle of  $30^{\circ}55'$  to the left and run a distance of 160 feet to the North line of said subdivision; thence East to the Northeast corner of said subdivision; thence South to the Southeast corner of said subdivision; thence West to the Southwest corner of said subdivision; thence North to the true point of beginning; all in Section 9, Township 21 North, Range 20, E.W.M., Chelan County, Washington.

CR4-A05 22P351